PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, FEBRUARY 22, 1977

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening February 22 A.D., 1977, in Regular Session. President John Nuckols in the chair, and Charles W. Westerman Clerk, at the desk, present the following members viz:

BURNS ✓, HINGA ✓, HUNTER ✓,
MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT A,
VIVIAN SCHMIDT ✓, STIER ✓, TALARICO ✓,
ABSENT D'
COUNCILMAN _____, _____, _____,
_____, _____, _____,

The invocation was given by _____

Received report from the City Controller for the month of January, 1977. Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last Regular February 8, 1977,
Special _____, 1977,
Session having been delivered to the Council, were, on motion, approved and published.

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JANUARY , 1977

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
GENERAL FUND	214,874.03	141,022.36	355,896.39	0.00	1,116,027.36	1,116,027.36	760,130.97-
ELECTRIC	49,912.53	468,388.67	518,301.20	0.00	579,255.59	579,255.59	60,954.39-
WATER	160,968.87	1,189,248.96	1,350,217.83	0.00	1,194,257.83	1,194,257.83	155,960.00
SEWER	111,671.96	3,399,982.01	3,511,653.97	0.00	3,356,420.22	3,356,420.22	155,233.75
CIVIL CITY PAYROLL FUND	26,891.71	1,188,905.21	1,215,796.92	0.00	1,194,558.22	1,194,558.22	21,238.70
COOPER TRUST FUND	189.64	0.00	189.64	0.00	0.00	0.00	189.64
R-51 ANTHONY WAYNE BANK	4,634.62	91,220.55	95,855.17	0.00	90,017.53	90,017.53	5,837.64
REDEVELOPMENT/W. MAIN ST. PROJ	184,663.24	400,037.54	584,700.78	0.00	379,136.60	379,136.60	205,564.18
CETA	47,054.43-	951,537.35	904,482.92	0.00	440,372.32	440,372.32	464,110.60
AVIATION	359,012.94	83,196.87	442,209.81	0.00	135,302.28	135,302.28	306,907.53
PARK GENERAL	356,485.96	15,181.60	371,667.56	0.00	401,959.60	401,959.60	30,292.04-
PARK TRUST	107,494.76	174,413.98	281,908.74	0.00	182,950.07	182,950.07	98,958.67
REDEVELOPMENT GENERAL	55,649.66	18.00	55,667.66	0.00	4,911.30	4,911.30	50,756.36
R-53 REVOLVING FUND	22,909.45	85.53	22,994.98	0.00	5,408.46	5,408.46	17,586.52
REDEVELOPMENT DIST.BOND FUND	39,440.54	2,114.58	41,555.12	0.00	40,000.00	40,000.00	1,555.12
MOTOR VEHICLE HIGHWAY FUND	102,149.70-	743,923.06	641,773.36	0.00	454,549.91	454,549.91	187,223.45
PARKING METERS	144,987.41	14,114.98	159,102.39	0.00	106,720.79	106,720.79	52,381.60
	7,879.37	0.00	7,879.37	0.00	0.00	0.00	7,879.37
E.E.O.C.-706 CONTRACT	6,905.24	0.00	6,905.24	0.00	1,833.72	1,833.72	5,071.52
PARKING GARAGE	53,430.18-	6,469.16	46,961.02-	0.00	17,458.56	17,458.56	64,419.58-
PUBLIC LIGHTING	105,160.47-	0.00	105,160.47-	0.00	0.00	0.00	105,160.47-
REVENUE SHARING TRUST FUND	292,537.51	1,051,145.94	1,343,683.45	0.00	767,859.25	767,859.25	575,824.20
ANTI RECESSION PWJP	59,902.70	130,340.67	190,243.37		0.00		190,243.37
HUMANE TRUST	8,222.89	1,230.00	9,452.89	0.00	1,721.60	1,721.60	7,731.29
LOCAL RD. & STS.	200,495.57	1,579.28	202,074.85	0.00	113,326.40	113,326.40	88,748.45
MUNICIPAL UTILITIES PENSION	10,531.52	9,770.07	20,301.59	0.00	9,770.07	9,770.07	10,531.52
FIRE PENSION FUND	9,637.41	9,378.40	19,015.81	0.00	107,048.77	107,048.77	88,032.96-
POLICE PENSION FUND	63,710.40	9,992.16	73,702.56	0.00	110,233.14	110,233.14	36,530.58-
SANITARY OFFICERS PENSION	14,050.53	0.00	14,050.53	0.00	6,061.42	6,061.42	7,989.11
FORT WAYNE ART SCHOOL	112.02	0.00	112.02	0.00	0.00	0.00	112.02
REDEVELOPMENT DISTRICT CAPITAL	473,743.43	0.00	473,743.43	0.00	10,319.50	10,319.50	463,423.93
CUMULATIVE CAPITAL IMPROVEMENT	142,519.00-	0.00	142,519.00-	0.00	666.63	666.63	143,185.63-
FINE ARTS FOUNDATIONS	1,489.84	0.00	1,489.84	0.00	0.00	0.00	1,489.84
ACCIDENT REPORT ACCOUNT	14,204.99	2,034.00	16,238.99	0.00	1,635.38	1,635.38	14,603.61
PAYROLL PENSION FUND	0.00	222,828.43	222,828.43	0.00	222,828.43	222,828.43	0.00
CRIME PREVENTION BUREAU TRUST	63.00	0.00	63.00	0.00	0.00	0.00	63.00
FT.WAYNE FIREFIGHTING FUND	160,307.00	1,500.00	161,807.00	0.00	100,000.00	100,000.00	61,807.00
PARK CUM.BLDG.FUND	99,065.10-	247,703.91	148,638.81	0.00	147,000.00	147,000.00	1,638.81
SUB.IPA GRANT	93.94	0.00	93.94	0.00	0.00	0.00	93.94
IND. A-14 REDEVELOPMENT	10,521.70	0.00	10,521.70	0.00	34.78	34.78	10,486.92
OMNIBUS CRIME CONTROL	26,668.35	30,367.83	57,036.18	0.00	11,166.30	11,166.30	45,869.88
CETA PAYROLL FUND	2,648.81	410,507.10	413,155.91	0.00	412,925.59	412,925.59	230.32
JUNK CAR FUND	6,545.34	0.00	6,545.34	0.00	144.00	144.00	6,401.34
INNER CITY STORM RELIEF PROJ.	1,227.35	0.00	1,227.35	0.00	0.00	0.00	1,227.35
STREET BOND FUND/1975	143,597.43	301,250.00	444,847.43	0.00	0.00	0.00	444,847.43
ST.BOND RETIREMENT FUND	191,848.94-	0.00	191,848.94-	0.00	0.00	0.00	191,848.94-

MADE A MATTER OF RECORD

DATE 2-22-77 CHARLES W. WESTERMAN, CITY CLERK

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JANUARY , 1977

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
FEDERAL REVOLVING FUND	17,781.90	12,435.65	30,217.55	0.00	10,314.65	10,314.65	19,902.90
COMMUNITY RENEWAL PROGRAM	4,246.79-	0.00	4,246.79-	0.00	163.04	163.04	4,409.83-
IPA	58.43	0.00	58.43	0.00	0.00	0.00	58.43
E.D.A. GRANT	33,683.34	0.00	33,683.34	0.00	4,194.22	4,194.22	29,489.12
COMMUNITY DEVELOPMENT GRANT	16,982.01	141,232.28	158,214.29	0.00	107,783.50	107,783.50	50,430.79
RECREATIONAL SUPPORT PROGRAM	3,501.98	0.00	3,501.98	0.00	0.00	0.00	3,501.98
INVESTMENTS	0.00	0.00	0.00	0.00	2,000,000.00	2,000,000.00	2,000,000.00-
TOTALS	2,681,416.71	11,453,156.13	14,134,572.84	0.00	13,846,337.03	18,346,377.03	288,235.81

ADJUSTMENTS (EXPLAIN FULLY)

BALANCE (COL. 7 MUST AGREE WITH COL. 8)

Fund 81 Street Bond - Beginning Balance in error by $ 4,179.81

CITY CONTROLLER'S AND CITY TREASURER'S FINANCIAL STATEMENT

JANUARY, 1977

INVESTMENTS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE & RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
(12) Utilities-Electric	2,400,000.00	300,000.00	2,100,000.00		250,000.00	250,000.00	2,350,000.00
(13) Utilities-Water	1,050,000.00	750,000.00	300,000.00		400,000.00	400,000.00	700,000.00
(14) Utilities-Sewer	9,300,000.00	2,300,000.00	7,000,000.00		2,750,000.00	2,750,000.00	9,750,000.00
(17) R-51 AWB	90,000.00	90,000.00			90,000.00	90,000.00	90,000.00
(18) Redevelopment W. Main	1,400,000.00	400,000.00	1,000,000.00		200,000.00	200,000.00	1,200,000.00
(21) Park General	300,000.00		300,000.00		200,000.00	200,000.00	500,000.00
(22) Park Trust	173,000.00	173,000.00			165,000.00	165,000.00	165,000.00
(26) Red. Dist. Bond					40,000.00	40,000.00	40,000.00
(28) M.V.H.	800,000.00	600,000.00	200,000.00		300,000.00	300,000.00	500,000.00
(29) Parking Meters					100,000.00	100,000.00	100,000.00
(34) Revenue Sharing	2,080,000.00	480,000.00	1,600,000.00		700,000.00	700,000.00	2,300,000.00
(36) Anti Recession PWJP	100,000.00	100,000.00					
(38) Local Road & Streets	500,000.00		500,000.00		100,000.00	100,000.00	600,000.00
(54) Ft. Wayne Fire Fighting					100,000.00	100,000.00	100,000.00
(55) Park Cum. Capital	247,000.00	247,000.00			147,000.00	147,000.00	147,000.00
(80) St. Bond Fund	500,000.00	300,000.00	200,000.00				200,000.00
(90) Investments					2,000,000.00	2,000,000.00	2,000,000.00
TOTAL	18,940,000.00	5,740,000.00	13,200,000.00		7,542,000.00	7,542,000.00	20,742,000.00

FORT WAYNE, INDIANA 46802
office of the mayor

February 10, 1977

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, February 10, 1977, I have approved the following ordinances passed by Common Council at its regular meeting on February 8, 1977.

(Bill No. S-77-01-26)
(AS AMENDED)
SPECIAL ORDINANCE NO. S-29-77

AN ORDINANCE amending Special Ordinance No. S-139-76 to change the salary of the Executive Director of the Redevelopment Department

(Bill No. S-77-01-27)
SPECIAL ORDINANCE NO. S-30-77

AN ORDINANCE approving a contract with Griffin Enterprises, Inc., for Resloution No. 5749-1976

(Bill No. S-77-01-28)
SPECIAL ORDINANCE NO. S-31-77

AN ORDINANCE approving a contract with Siebold-Price Tree and Landscape Company, for landscaping at the New Senior Citizen Center

(Bill No. S-77-01-29)
SPECIAL ORDINANCE NO. S-32-77

AN ORDINANCE approving a contract with L. W. Dailey, Inc., for Resolution No. 5748-76

(Bill No. S-77-01-30)
SPECIAL ORDINANCE NO. S-33-77

AN ORDINANCE approving a contract with Hipskind Asphalt Corp., for Storm Drainage Sewer

MADE A MATTER OF RECORD
DATE 2-22-77 CHARLES W. WESTERMAN, CITY CLERK

(Bill No. R-77-02-05)
RESOLUTION NO. R-04-77

A RESOLUTION authorizing payment to James Auto & Truck Sales for repair of Board of Public Safety vehicle

(Bill No. R-77-02-06)
RESOLUTION NO. R-05-77

A RESOLUTION approving the Budget of Fort Wayne and Allen County Convention and Tourism Authority for 12-Month Period Beginning January 1, 1977 and Ending December 31, 1977

(Bill No. Z-76-02-05)
(AS AMENDED)
ZONING MAP ORDINANCE NO. Z-01-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. AA-10 and AA-12

(Bill No. Z-76-12-07)
ZONING MAP ORDINANCE NO. Z-02-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. A-4

(Bill No. Z-76-12-10)
ZONING MAP ORDINANCE NO. Z-03-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. C-19

(Bill No. S-77-01-32)
SPECIAL ORDINANCE NO. S-34-77

AN ORDINANCE approving a contract with John Dehner, Inc., for Resolution No. 5746-76

(Bill No. S-77-01-33)
SPECIAL ORDINANCE NO. S-35-77

AN ORDINANCE approving a contract with Wayne Asphalt and Construction Co., Inc., for Resolution No. 5751-76

(Bill No. S-77-01-34)
SPECIAL ORDINANCE NO. S-36-77

AN ORDINANCE approving a contract with T. & F. Construction Corp. of Indiana, for street lighting installation

(Bill No. S-77-01-35)
SPECIAL ORDINANCE NO. S-37-77

AN ORDINANCE approving a contract with Carrington & Associates, Inc., of Fort Wayne, Indiana for Resolution No. 5738-1976

(Bill No. S-77-01-36)
SPECIAL ORDINANCE NO. S-38-77

AN ORDINANCE approving a contract with Carrington & Associates, Inc. for Resolution No. 5739-76

(Bill No. S-77-01-37)
SPECIAL ORDINANCE NO. S-39-77

AN ORDINANCE approving a contract with L.W. Dailey, Inc., for Resolution No. 5745-1976

(Bill No. S-77-01-38)
SPECIAL ORDINANCE NO. S-40-77

AN ORDINANCE approving a contract with T. & F. Construction Corp. of Indiana for installation of street lighting

(Bill No. S-77-01-39)
SPECIAL ORDINANCE NO. S-41-77

AN ORDINANCE approving a contract with T. & F. Construction Corp. of Indiana, for installation of street lighting

(Bill No. S-77-01-40)
SPECIAL ORDINANCE NO. S-42-77

AN ORDINANCE approving a contract with Bercot, Inc., for construction of a sanitary sewer in Parkwood Place Addition, Resolution No. 871-1976

(Bill No. S-77-01-41)
SPECIAL ORDINANCE NO. S-43-77

AN ORDINANCE approving a contract with David Westropp for construction of a sanitary sewer

(Bill No. S-77-01-42)
SPECIAL ORDINANCE NO. S-44-77

AN ORDINANCE approving a contract with Preferred Products Company for materials for City Street Lighting

(Bill No. S-77-01-43)
SPECIAL ORDINANCE NO. S-45-77

AN ORDINANCE approving a contract with Allen County Motors for a vehicle for the Three Rivers Filtration Plant

(Bill No. S-77-01-44)
SPECIAL ORDINANCE NO. S-46-77

AN ORDINANCE approving a contract with Clow Corporation for materials for Water Maintenance & Service Department

Respectfully yours,

Robert E. Armstrong
Mayor

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

February 16, 1977

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-76-05-19

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this
16th day of February, 1977.

Joseph N. Adair

Joseph N. Adair
Secretary

MADE A MATTER OF RECORD
DATE 2-22-77 CHARLES W. WESTERMAN, CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

February 16, 1977

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment.

In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-76-05-19

2. From "R1" to "R3"

3. Intended Use: Office complex

This ordinance was requested to be WITHDRAWN by the written requestion of the petitioner.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and zoning

Gary Baeten (pr)

Gary F. Baeten
Land Use Administrator

GFB:Pr

ATT.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 11, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-05-19; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission scheduled a public hearing on such proposed ordinance for June 14, 1977;

WHEREAS, a letter requesting POSTPONEMENT of the public hearing was filed with the City Plan Commission staff on June 11, 1976; and,

WHEREAS, a letter requesting WITHDRAWAL by the proposed ordinance has now been filed with the City Plan Commission by the petitioner.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be WITHDRAWN in accordance with the written request of the petitioner;

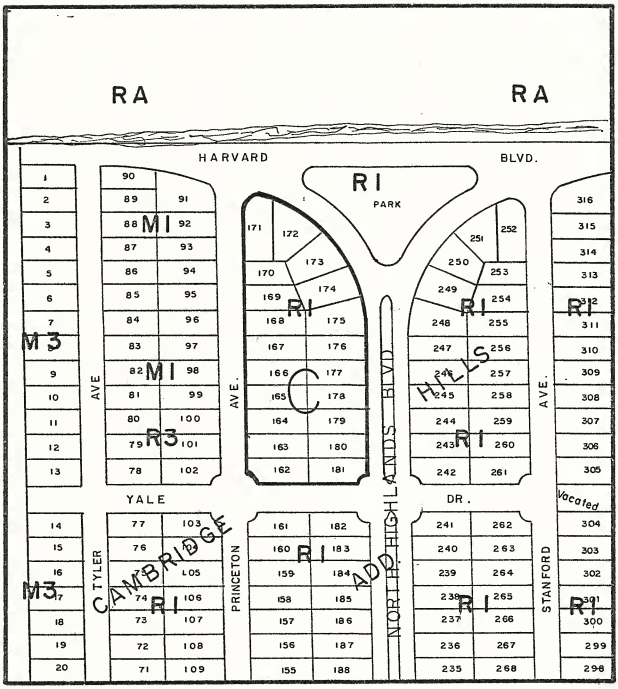
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission.

Certified and signed this
16th day of February, 1977.

Joseph N. Adair

Joseph N. Adair
Secretary



"C" CHANGE FROM R1 TO R3

Z-76-05-19

N

DATE DRAWN 4-22-76

MAP CC-9

Zacher • Trent & Co.

Industrial/Commercial Real Estate - 716 S. Barr Street - Fort Wayne, Indiana 46802 - Tel. 219-422-8474

ALFRED J. ZACHER, S.I.R.
GARY L. TRENT

February 14, 1977

Ms. Patsie Rumsey
Community Development and Planning
The City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Re: Bill No. Z-76-05-19

Dear Patsie:

Please withdraw our petition as referenced above for rezoning parcels in Cambridge Hills Addition to R-3.

Very best personal regards.

Sincerely,

Alfred J. Zacher, S.I.R.
ZACHER/TRENT & COMPANY

AJZ/ep

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 8/77/E

For the Purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Albert N. Hepler

Albert N. Hepler, Chairman
Board of Public Safety

REGULATORY RESOLUTION NO. 8/77 /E

(Adopted February 15, 19 77)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY)

; and,

WHEREAS, the City Traffic Engineer has, by written memorandun dated February 14, 19 77, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective February 15, 19 77, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY)
Memorial Way -- both sides -- from Parnell Ave. to the western terminus.

MADE A MATTER OF RECORD
DATE CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(REGULATORY RESOLUTION NO. 8/77/E)

I hereby certify that I did this 15th day of February, 1977 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk, and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 8/77/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55. Adopted February 14, 1961.

John C. Lewton
Executive Secretary

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

donald j. schmidt

councilman, 2nd district

February 22, 1977

To the Common Council
Fort Wayne, IN

Gentlemen and Mrs. Schmidt:

I will be unable to attend tonight's meeting, because of a previous out of town commitment.

Respectfully yours,

Donald J. Schmidt/mc.

Donald J. Schmidt
Councilman, 2nd District

MADE A MATTER OF RECORD
DATE 2-22-77 CHARLES W. WESTERMAN, CITY CLERK

AN EQUAL OPPORTUNITY EMPLOYER

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 22nd day of February, 1977; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 1977.

Charles W. Westerman
City Clerk